

(PRE-FILED)

By: **Chairman, Education, Health, and Environmental Affairs Committee**
(By Request - Departmental - Planning)

Requested: November 3, 2003
Introduced and read first time: January 14, 2004
Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable
Senate action: Adopted
Read second time: January 30, 2004

CHAPTER _____

1 AN ACT concerning

2 **Planning - Priority Funding Areas - Requests for Exceptions**

3 FOR the purpose of transferring certain authority relating to requests by the Board of
4 Public Works for advisory opinions on certain exceptions from the State
5 Economic Growth, Resource Protection, and Planning Commission to the
6 Department of Planning; and generally relating to the funding of a
7 growth-related project not in a priority funding area.

8 BY repealing and reenacting, with amendments,
9 Article - State Finance and Procurement
10 Section 5-7B-05(c)
11 Annotated Code of Maryland
12 (2001 Replacement Volume and 2003 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - State Finance and Procurement**

16 5-7B-05.

17 (c) (1) When a request is made to the Board of Public Works for an exception
18 under this section, the Board of Public Works may request from the [State Economic
19 Growth, Resource Protection, and Planning Commission] DEPARTMENT OF
20 PLANNING an advisory opinion on the request for the exception.

1 (2) Upon receiving a request for an advisory opinion under this
2 subsection, the [Commission] DEPARTMENT, if requested by a member of the public,
3 shall hold a public meeting to gather information relevant to the advisory opinion.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
5 effect July 1, 2004.